## U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

|             | TITIETT THE PROPERTY AND STATES | •                                |
|-------------|---------------------------------|----------------------------------|
| DECLARATION |                                 | ATTORNEY'S DOCKET NO. 1662/52803 |
|             |                                 |                                  |

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled STABLE GABAPENTIN HAVING pH WITHIN A CONTROLLED RANGE, the specification of which was filed on August 26, 2002 as U.S. Serial No. 10/227,244.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

## PRIOR UNITED STATES APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

| APPLICATION NUMBER | FILING DATE        |  |
|--------------------|--------------------|--|
|                    | (day, month, year) |  |
| 60/211,966         | June 16, 2000      |  |
| 09/880,922         | June 15, 2001      |  |

SEND CORRESPONDENCE, AND DIRECT TELEPHONE CALLS TO:

\*23838\*

I declare that all statements made herein of my own knowledge are true and that all

statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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